

1
2 UNITED STATES DISTRICT COURT
3 DISTRICT OF NEVADA
4

5 PAUL L. BROWNING,

6 Petitioner,

7 v.

8 WILLIAM GITTERE, *et al.*,

9 Respondents.
10

Case No. 3:05-cv-00087-RCJ-WGC

Order

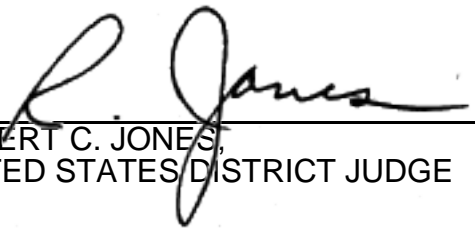
11
12 In this capital habeas corpus action, on July 25, 2018, this Court granted the
13 petitioner, Paul L. Browning, habeas corpus relief in accordance with the order of the
14 Ninth Circuit Court of Appeals (ECF Nos. 225, 226). The Court ordered that "Petitioner
15 shall be released from custody ... unless, within sixty (60) days of the date of this order,
16 the respondents file in this action a written notice of election to retry petitioner on these
17 charges, and within one hundred eighty (180) days of the date of this order the State of
18 Nevada commences jury selection in that retrial." Order entered July 25, 2018 (ECF No.
19 225), p. 2. The 180-day period during which the retrial was to commence would expire
20 on January 21, 2019.

21 On January 10, 2019, the parties jointly filed a stipulated motion for an extension
22 of time (ECF No. 228), requesting that the time for the retrial to commence be extended
23 by 60 days, to March 22, 2019. Good cause appearing,

24 **IT IS HEREBY ORDERED** that the Stipulated Motion to Extend Deadline for
25 Retrial 60 Days (ECF No. 228) is **GRANTED**. The State shall commence jury selection
26 in the petitioner's retrial no later than **March 22, 2019**.
27
28

1 **IT IS FURTHER ORDERED** that, pursuant to Federal Rule of Civil Procedure
2 25(d), the Clerk of the Court shall substitute William Gittere for Timothy Filson, on the
3 docket for this case, as the respondent warden.

4
5 DATED THIS 14th day of January, 2019.

6
7 
8 ROBERT C. JONES,
9 UNITED STATES DISTRICT JUDGE
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28